

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF NORTH CAROLINA  
WESTERN DIVISION  
No. 5:15-CR-324-F-1

UNITED STATES OF AMERICA

vs.

ARNOLD OGDEN JONES, II,

Defendant.

**ORDER**

Before the court is the Government's motion to seal docket entry 55 pursuant to Local Criminal Rule 55.2(a). [DE 65]. Docket entry 55 – filed by Defendant – is a transcript of testimony before a federal grand jury for the Eastern District of North Carolina.

Local Criminal Rule 55.2(a) provides that "[a] party desiring to file a document under seal must first file a motion seeking leave in accordance with Section T of the CM/ECF Policy Manual ["Policy Manual"]." Section T of the Policy Manual in turn provides, *inter alia*, that a "motion to seal may be filed without a supporting memorandum only if the filing party can cite a statute or rule (federal, local or standing order) that requires the filing to be sealed."

Here, the Government relies on Rule 6 of the Federal Rules of Criminal Procedure.<sup>1</sup> Rule 6 provides "unless the court orders otherwise, an attorney for the government will retain control of" grand jury testimony and also prohibits the government from disclosing a matter occurring before the grand jury. FED. R. CRIM. P. 6(e)(1), (2)(B)(vi).

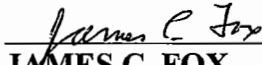
The Government's motion substantially complies with Local Rule 55.2(a) and Section T of the Policy Manual. Accordingly, the Government's motion to seal [DE 65] is ALLOWED.

<sup>1</sup> The Government also relies on the Standing Order Prohibiting Disclosure of Grand Jury Testimony in Criminal Cases, entered March 5, 1985 (85-PLR-1). The standing order was vacated on November 20, 2007 by then-Chief United States District Judge Louis Flanagan.

The Clerk of Court is DIRECTED to seal the document at docket entry 55.

SO ORDERED.

This the 23rd day of August, 2016.

  
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**JAMES C. FOX**  
Senior United States District Judge